

TRIPURA GAZETTE

Published by Authority
EXTRAORDINARY ISSUE

Agartala, Wednesday, March 13, 2024 A. D., Phalguna 23, 1945 S. E.

PART--I-- Orders and Notifications by the Government of Tripura,
The High Court, Government Treasury etc.

GOVERNMENT OF TRIPURA
LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT
SECRETARIAT: AGARTALA

No.F.2(13)-Law/ESTT.2/2011(Part)/119-127

Dated, Agartala, the 5th March, 2024.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 read with Articles 233 and 234 of the Constitution of India and in compliance of the Order dated 19.05.2023 passed by the Hon'ble Supreme Court of India in WP(C) No. 643/2015(All India Judges Association Versus Union of India & Ors.), the Hon'ble Governor of Tripura, in consultation with the Hon'ble High Court of Tripura and the Tripura Public Service Commission, is pleased to make the following Rules to further amend the Tripura Judicial Service Rules, 2003 (herein after referred to as the 'Principal Rules') namely:-

1. Short title and commencement:

- (i) These Rules may be called the "Tripura Judicial Service (Twelfth Amendment) Rules, 2024";
- (ii) The provisions made in Sl.No.2 & 3 here-in-under shall come into force from the date as provided herein against the rules respectively.

2. Amendment of Rule-7:

Point Nos. (iv) & (v) of the Column No.3 (i.e. Method of Recruitment) of the Table appended to the Rule 7 of the Principal Rules (i.e. method of Recruitment, Qualification, Reservation & Age Limit) shall be substituted by the following words:

| Cadre | Method of Recruitment | Qualification, age limit etc. |
|-------------------------------|--|---|
| Selection Grade Scale | (iv) 35% of the post in Grade-I shall be in Selection Grade to be filled by Promotion by the High Court from the Officers in Grade-I in accordance with the Procedure laid down in Schedule-'C' | Must have served in Grade-I for not less than 5 years |
| Super Time Grade Scale | (v) 15% of the Posts in Grade- I shall be in the Super Time Scale to be filled by Promotion by the High Court from the officers in Selection Grade in accordance with the Procedure laid down in Schedule -'C' | Must have served not less than 3 years in the Selection Grade |

The above amendment shall take effect from 01.01.2020.

3. Insertion of Rule-19(A) after Rule -19 by way of amendment:

Assured Career Progression (ACP)

- (I) A Civil Judge, Junior Division Shall be entitled to be considered for conferment of the First Assured Career Progression Scale on completion of five years of service as Civil Judge, Junior Division, if,-

- (a) he has not been promoted;
- (b) the High Court finds him fit to be conferred with Assured Career Progression Scale and his performance as reflected in Annual Confidential Report is not less than average;

Provided that no Judicial Officer shall be entitled to get the benefit of Assured Career progression Scale-I, if-

- i) he has declined regular promotion on any personal ground;
- ii) his integrity is doubtful;
- iii) more than once warning or caution is issued against him;

Note- Mere "advice" would not amount to "warning" or "caution",

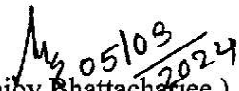
- iv) his average disposal for more than one year within this fund of five years is found to be "inadequate",
- v) for any other reason the High court finds him unfit to be conferred with Assured Career Progression.

(II) In case where an Officer in the Cadre of Civil Judge (Jr. Division) who has been provided the ACP, refuses functional promotion to the higher Cadre in his turn of seniority and Merit, he shall be reverted to the original pay scale.

(III) If for any reason, delay in grant of ACP goes beyond one year, one additional increment for every year delay shall be granted subject to adjustment while drawing the arrear on grant of ACP.

The above amendment shall take immediate effect from the date of publication in the Tripura Gazette.

By Order of the Hon'ble Governor


(Sanjib Bhattacharjee)
L.R & Secretary, Law
Government of Tripura.